

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

UNITED STATES OF AMERICA)	
)	
v.)	
)	CASE NO. DNCW 3:03CR208-01
WILLIAM HARRIS TAFT, JR.,)	(Financial Litigation Unit)
Defendant,)	
)	
and)	
)	
LIFETIME FITNESS, INC.,)	
Garnishee.)	

ORDER OF CONTINUING GARNISHMENT

THIS MATTER is before the Court on the Answer of Lifetime Fitness, Inc., as Garnishee. On October 25, 2006, the Honorable Graham C. Mullen sentenced Defendant to forty-one months incarceration for his conviction of Conspiracy to Defraud the United States in violation of 18 U.S.C. § 371. An Amended Judgment in the criminal case was filed on November 9, 2006 (Docket No. 68). As part of that Amended Judgment, Defendant was ordered to pay an assessment of \$100 and restitution of \$281,064.00 to the victims of the crime. *Id.*

On January 8, 2014, the Court entered a Writ of Continuing Garnishment ("Writ") (Docket No. 116) to Garnishee, Lifetime Fitness, Inc. ("Garnishee"). The United States is entitled to a wage garnishment of up to twenty-five percent of net income and has satisfied the prerequisites set forth in 15 U.S.C. § 1673. Garnishee was served with the Writ on January 14, 2014. Defendant was served with the Writ on February 15, 2014. Garnishee filed an Answer on February 4, 2014 (Docket No. 119) stating that at the time of the service of the Writ, Garnishee had in their custody, control or possession property or funds owned by Defendant, including non-exempt disposable earnings.

IT IS THEREFORE ORDERED that an Order of Continuing Garnishment is hereby ENTERED in the amount of \$231,022.51 computed through December 23, 2013. Garnishee will pay the United States twenty-five percent of Defendant's net earnings which remain after all deductions required by law have been withheld, and one hundred percent of all 1099 payments, and Garnishee will continue said payments until the debt to the Plaintiff is paid in full, or until Garnishee no longer has custody, possession or control of any property belonging to Defendant, or until further Order of this Court.

Payments should be made payable to the United States Clerk of Court and mailed to:

Clerk of the United States District Court
401 West Trade Street
Charlotte, North Carolina 28202

In order to ensure that each payment is credited properly, the following information should be included on each check: Court No. DNCW 3:03CR208-01.

IT IS FURTHER ORDERED that Garnishee will advise this Court if Defendant's employment is terminated at any time by Garnishee or Defendant.

Plaintiff will submit this debt to the Treasury for inclusion in the Treasury Offset Program. Under this program any federal payment Defendant would normally receive may be offset and applied to this debt.

Signed: March 25, 2014

A handwritten signature in black ink, appearing to read "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen
United States District Judge

